LISTING OF THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (Original) Polymorph 1 of bilastin characterised by X-ray crystallography analysis with crystal parameters of approximately the following:

Crystallograph system	Monoclinical	
Spatial group	P2 (1)/c	
Crystal size	0.56 x 0.45 x 0.24 mm	
Cell dimension	a = 23.38 (5) A angstrom	$\alpha = 90^{o}$
	b = 8.829 (17) A	$\beta = 90^{o}$
	c = 12.59 (2) A	$Y = 90^{o}$
Volume	2600 A^3	
Z, calculated density	4, 1.184 mg/m^3	

2. (Original) Polymorph 1 of bilastin according to Claim 1, distinguished in that it has an infrared spectrum in potassium bromide with the following bands:

Wavelength (cm^{-1})

3057

2929

2883

2857

2797

1666

1481

1431

1346

1326
1288
973
945
829

3. (Original) Polymorph 1 of bilastin according to Claim 1, distinguished because it has an infrared spectrum in potassium bromide like the one shown in Figure 1.

4. (Currently Amended) Procedure to prepare polymorph 1 of bilastin according to ~~Claims 1, 2 and 3~~ Claim 1 that consists in heating the bilastin obtained as described in US patent 5,877,187 in a solvent selected from short chained alcohols, preferably isopropylic alcohol and n-butanol, acetone and its mixtures.

5. (Currently Amended) Procedure to prepare polymorph 1 from bilastin according to ~~Claims 1, 2 and 3~~ Claim 1 that consists in heating polymorphs 2 and 3 of bilastin or its mixtures, in a solvent selected from short chained alcohols, preferably isopropylic alcohol and n-butanol, acetone and its mixtures.

6. (Original) Polymorph 1 of bilastin according to Claim 1 for antihistaminic and antiallergic use.

7. (Original) Polymorph 1 of bilastin according to Claim 2 for antihistaminergic and antiallergic use.

8. (Original) Polymorph 1 of bilastin according to Claim 3 for antihistaminergic and antiallergic use.

9. (Original) A pharmaceutical preparation consisting in an effective amount of polymorph 1 of bilastin according to Claim 1 and an acceptable pharmaceutical excipient.

10. (Original) A pharmaceutical preparation consisting in an effective amount of polymorph 1 of bilastin according to Claim 2 and an acceptable pharmaceutical excipient.

11. (Original) A pharmaceutical preparation consisting in an effective amount of polymorph 1 of bilastin according to Claim 3 and an acceptable pharmaceutical excipient.

12. (Original) Use of polymorph 1 of bilastin according to Claim 1 to prepare a medicinal product to treat allergic reactions and pathological processes mediated by histamine.

13. (Original) Use of polymorph 1 of bilastin according to Claim 2 to prepare a medicinal product to treat allergic reactions and pathological processes mediated by histamine.

14. (Original) Use of polymorph 1 of bilastin according to Claim 3 to prepare a medicinal product to treat allergic reactions and pathological processes mediated by histamine.

15. (New) Procedure to prepare polymorph 1 of bilastin according to Claim 2 that consists in heating the bilastin obtained as described in US patent 5,877,187 in a solvent selected from short chained alcohols, preferably isopropylic alcohol and n-butanol, acetone and its mixtures.

16. (New) Procedure to prepare polymorph 1 of bilastin according to Claim 3 that consists in heating the bilastin obtained as described in US patent 5,877,187 in a solvent selected from short chained alcohols, preferably isopropylic alcohol and n-butanol, acetone and its mixtures.

17. (New) Procedure to prepare polymorph 1 from bilastin according to Claim 2 that consists in heating polymorphs 2 and 3 of bilastin or its mixtures, in a solvent selected from short chained alcohols, preferably isopropylic alcohol and n-butanol, acetone and its mixtures.

18. (New) Procedure to prepare polymorph 1 from bilastin according to Claim 3 that consists in heating polymorphs 2 and 3 of bilastin or its mixtures, in a solvent selected from short chained alcohols, preferably isopropylic alcohol and n-butanol, acetone and its mixtures.